

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

KELLY, ET AL.

APPLICATION No.: 10/751,006

FILED: DECEMBER 31, 2003

FOR: PRIZE REDEMPTION SYSTEM FOR
GAMES EXECUTED OVER A WIDE
AREA NETWORK

EXAMINER: ROBERT E. MOSSER

ART UNIT: 3714

CONF. No: 5521

ATTORNEY DOCKET No.: BLLYP032.US02

Information Disclosure Statement Under 37 C.F.R. § 1.97(c)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Timing of Submission

This information disclosure is being filed before the mailing of a first Office action after the filing of a request for continued examination under MPEP § 1.114, which is being contemporaneously requested. The references listed on the enclosed Form PTO-1449 may be material to the examination of this application. The Examiner is requested to make them of record in the application.

2. Cited Information

☐ All cited references are U.S. patents and published applications, therefore, no copies are included.

☒ Copies of the following references are enclosed:

- ☒ All cited references
- ☐ References marked by asterisks
- ☐ The following:

- ☐ Copies of the following references can be found in parent U.S. Application No. :
 - ☐ All cited references
 - ☐ References marked by asterisks
 - ☐ The following:
- ☐ This application was filed after 30 June 2003 and no copies of U.S. patents nor published applications are enclosed (See Notice of Deputy Commissioner Kunin on 11 July 2003).
- ☐ The following references are not in English. For each such reference, the undersigned has enclosed: (i) a translation of the reference; (ii) a copy of a communication from a foreign patent office or International Searching Authority citing the reference; (iii) a copy of a reference which appears to be an English-language counterpart; or (iv) an English-language abstract for the reference prepared by a third party. Applicant has not verified that the translation, English-language counterpart or third-party abstract is an accurate representation of the teachings of the non-English reference, though, and reserves the right to demonstrate otherwise.
 - ☐ All cited references
 - ☐ References marked by ampersands
 - ☐ The following:

3. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment (37 C.F.R. § 1.97(c)) or Certification (37 C.F.R. § 1.97(e))

- ☐ Applicant elects to pay the fee under 37 C.F.R. § 1.17(p) \$180.00.
 - ☐ Check enclosed for \$180.00.
 - ☐ Please charge the above fee(s) to Deposit Account No. 50-3539 this paper is provided in triplicate.

- ☐ Applicant submits that no fee is due in light of the following certification under 37 C.F.R. § 1.97(e) (check only one):
- ☐ In accordance with 37 C.F.R. § 1.97(e)(1), the undersigned hereby states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to this filing of this statement; or
- ☐ In accordance with 37 C.F.R. § 1.97(e)(2), the undersigned hereby states that no item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of this statement.
- ☐ Please charge any underpayment for timely filing of this paper to Deposit Account No. 50-3539.

5. Patent Term Adjustment (37 C.F.R. § 1.704(d))

- ☐ The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted,

Date: February 19, 2008

/Glenn E. Von Tersch/
Glenn E. Von Tersch
Registration No. 41,364

Correspondence Address:

Customer No. 68635
Technical & Intellectual Property Strategy Group
1000 Elwell Court, Suite 150
Palo Alto, CA 94303
Telephone: 650-293-3352